

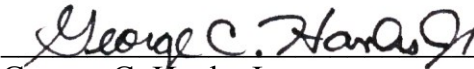
Based on the pleadings, the record, and the applicable law, the Court finds that there is no plain error apparent from the face of the record. Accordingly, it is hereby

ORDERED AND ADJUDGED that:

- (1) Judge Edison's Memorandum and Recommendation is **APPROVED AND ADOPTED** in its entirety as the holding of the Court;
- (2) Defendant BONY's Corrected Motion for Summary Judgment (Dkt. 43) is **GRANTED**;
- (3) Plaintiff's Motion for Summary Judgment, and Supplemental Response to BONY's Motion for Summary Judgment Supported by Memorandum [sic] of Law and Affidavit (Dkt. 49) is **DENIED**;
- (4) Plaintiff's Motion for Copy of BONY's Motion for Summary Judgment Exhibit-I, and Motion to Extend Time to File Objections to Memorandum (Dkt. 68) is **DENIED**; and
- (5) This case is **DISMISSED**.

It is so **ORDERED**.

SIGNED at Galveston, Texas, this 21st day of June, 2018.



George C. Hanks Jr.
United States District Judge